1 2 3 4 UNITED STATES DISTRICT COURT 5 **DISTRICT OF NEVADA** 6 7 GARY W. LIAL, et al., Plaintiffs. 8 Case No. 2:10-cy-02121-GMN-PAL 9 **ORDER** VS. (Mot Stay - Dkt. #24) 10 BANK OF AMERICA CORPORATION, et al., (Mot Prot Ord - Dkt. #25) 11 Defendants. (Mot Ext Disc - Dkt. #26) 12 13 Before the court is Defendants' Emergency Motion to Stay Discovery Until Court Rules on 14 Pending Motion to Dismiss (Dkt. #24), Defendants' Motion for Protective Order (Dkt. #25), and 15 Defendants' Motion for Order Extending Discovery Deadline (Dkt. #26). On June 1, 2011, the undersigned entered an Order (Dkt. #27) giving Plaintiffs until June 14, 2011, to respond to all three 16 17 motions, but no responses were filed and the time for filing a response has run. Defendants filed a Notice of Non-Opposition (Dkt #28) pointing out that Plaintiffs had not timely responded. 18 19 LR 7-2(d) states, "The failure of an opposing party to file points and authorities in response to 20 any motion shall constitute a consent to the granting of the motion." Accordingly, 21 **IT IS ORDERED** that: Defendants' Emergency Motion to Stay Discovery Until Court Rules on Pending Motion 22 1. 23 to Dismiss (Dkt. #24) is **GRANTED**. 2. Defendants' Motion for Protective Order (Dkt. #25)is GRANTED. 24 25 3. Defendants' Motion for Order Extending Discovery Deadline (Dkt. #26) is GRANTED. /// 26 27 /// 28 ///

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The parties shall meet and confer within fourteen days of the decision on the Motion to Dismiss (Dkt. #8), and submit a proposed Discovery Plan and Scheduling Order as to any claims that survive.

Dated this 30th day of June, 2011.

United States Magistrate Judge